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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLN. OF: BANISTER  
SERIAL NO.: 10/786,718  
FILED: February 24, 2004  
FOR: PULSE ACTIVATED ACTUATOR PUMP SYSTEM  
DOCKET: MEDIPACS 04.03 CONFIRMATION NO. 2762

MAIL STOP AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Dear Sir:

In connection with the above-entitled matter, Applicant wishes to bring to the attention of the Patent Office additional prior art received in connection with Official Actions issued in Applicant's corresponding EPO and Chinese applications. Enclosed are copies the Official Actions. The references are already of record in this case. Thus, additional copies are not being provided. The claims in the present application are believed to be patentably distinguished over these references.

This Information Disclosure Statement is being made pursuant to the duty of disclosure imposed by law and formulated in 37 CFR 1.56(A). No representation is made that the information thus disclosed in fact constitute prior art or that it is the closest prior art, inasmuch as 37 CFR 1.56(A) relies on a materiality concept which depends on subjectivity.

In compliance with the requirements of 37 CFR § 1.98(a)(3), as a concise statement of relevance, as it is presently understood by the individual designated in 35 U.S.C. § 1.56(c) most

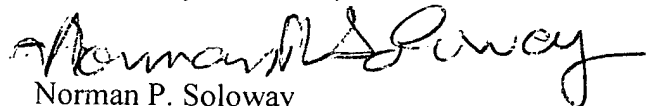
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knowledgeable about the content of the information, the undersigned attorney of record submits a copies of the Official Actions by a foreign Examiner in which the references were cited. The relevance to the pending U.S. patent application is that the references were cited in a foreign patent application on the same subject matter. However, no independent analysis of the reference, the accuracy of the statement of foreign Examiner or the claims of the foreign application under the laws of the country or the United States relative to the subject matter claimed in the present application has been made; the present understanding of the contents thereof by the undersigned being based on the foreign Examiner's comments submitted therewith.

The enclosed Information Disclosure Statement is being submitted within three months of receipt of the Official Actions as certified in the attached Statement for Information Disclosure Statement. Therefore, we believe there are no fees involved with this Supplemental Information Disclosure Statement. However, in the event there are any fees payable, please charge them to our Deposit Account No. 08-1391.

Respectfully submitted,



Norman P. Soloway  
Attorney for Applicant  
Registration No. 24,315

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on December 15, 2008 at Tucson, Arizona.

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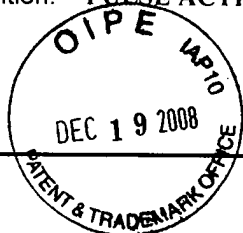
**STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING  
INFORMATION DISCLOSURE STATEMENT**

Docket No.  
**MEDIPACS 04.03**

In Re Application Of: **BANISTER**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/786,718	February 24, 2004	Freay, Charles	27667	3746	2762

Invention: **PULSE ACTIVATED ACTUATOR PUMP SYSTEM**



COMMISSIONER FOR PATENTS:

This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

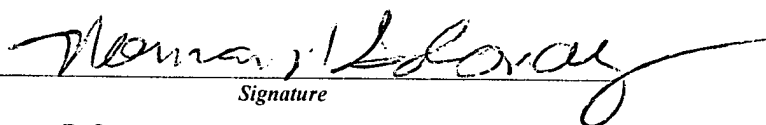
Check applicable statement herebelow:

Statement Under 37 CFR 1.97(e)(1)

- ☒ Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

Statement Under 37 CFR 1.97(e)(2)

- ☐ No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

  
Signature

Dated: December 10, 2008

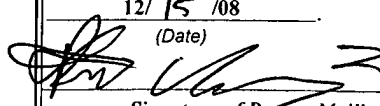
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CC: